

S&H Form: (10/03) Attorney Docket No. 1081.1134

HE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Kazuhiko IKEUCHI et al.

Application No.: 09/994,698

Filed: November 28, 2001

Group Art Unit: 2187

Examiner: Peugh, Brian R.

RAID CONTROLLER AND CONTROL METHOD THEREOF For:

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

RECEIVED

SEP 0 9 2004

Attention: After Final

Technology Center 2100

Sir:

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed April 6, 2004 finally rejecting claims 1-6, 8, 9 and 12.

The items checked below are appropriate:

EXTENSION OF TIME PETITION AND FEE 1.

> Attached is a petition for a two-month extension of time for reply to the final rejection.

\$ 420.00

2. APPEAL FEE

> Χ Other than a small entity

330.00

TOTAL FEE \$ 750.00

09/08/2004 HGUTEMA1 00000056 09994698

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330.00 OP

Application No.: 09/994,698

- 3. PAYMENT
 - X Check attached for the total fee of \$750.00.
 - X Charge Account 19-3935 for any fee deficiency.

Respectfully submitted,

STAAS & HALSEY LLP

Dated: Lestember 7,2004

Paul W. Bobowiec
Registration No. 47,431

1201 New York Ave, N.W., Suite 700

Washington, D.C. 20005 Telephone: (202) 434-1500 Facsimile: (202) 434-1501